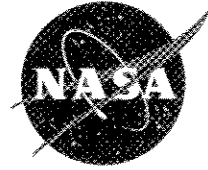


National Aeronautics and Space Administration

Headquarters

Washington, DC 20546-0001



November 26, 2008

Reply to Attn of: General Law Practice Group

TO: Distribution

FROM: Alternate Designated Agency Ethics Official

SUBJECT: Determination Regarding Attendance at a Dinner to Celebrate the Fifth Anniversary of the Smithsonian's Udvar-Hazy Center on December 3, 2008

On December 3, 2008, the Secretary of the Smithsonian Institution, the Director of the National Air and Space Museum (NASM), and the President and CEO of Boeing Integrated Defense Systems will co-sponsor a gala dinner at the Steven F. Udvar-Hazy Center to celebrate the Center's Fifth Anniversary. The 928 invitees will include Smithsonian Regents, NASM board members and senior staff, NASM donors, Congressmen, state and local officials, aviation and space industry executives, NASA personnel, and personnel from other Federal Agencies such as DoD. The estimated cost of the event, which includes all food and beverages, is approximately \$60.00 per person.

I find that this event meets the requirements of a "widely attended gathering" as defined in 5 CFR 2635.204(g). I further determine that there is an Agency interest in having NASA personnel attend the event. This event will give NASA personnel the opportunity to discuss the space program with others who are interested in air and space matters. Accordingly, NASA employees whose duties do not substantially affect the sponsors may accept an invitation for free attendance to the event for themselves and their invited guests.

In addition, the co-sponsors may give NASA attendees a gift of two photographs of artifacts from the Hazy Center valued at \$20.00. Attendees are reminded of the \$20 gift exception at 5 C.F.R. § 2635.204(a), which provides that employees may accept gifts items valued at no more than \$20 per occasion. NASA invitees are reminded not to exceed the \$50 cap on gifts from one source in a calendar year.

NASA employees whose duties may substantially affect any of the sponsors, such as by way of procurement duties, should seek an individual determination pursuant to 5 CFR § 2635.204(g)(3)(1) regarding participation in this event from their local ethics counselor.

A handwritten signature in cursive script, appearing to read "Adam F. Greenstone".

Adam F. Greenstone